

The Sun.

SATURDAY, JULY 25, 1891.

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The Man to Conduct the Prosecution.

The New York Tribune represents Mr. DE LANCEY NICOLL as saying to a reporter that "he himself thought the public ought to know all about the putting to death of murderers, but as he was District Attorney he would do his best to uphold the constitutionality of the law."

We beg leave to suggest to the young District Attorney that this is by no means the proper way to perform the duties of his office. To begin a prosecution by publicly announcing that, in his personal opinion, the case is doubtful or hopeless, but that he will make the best argument possible under the circumstances, puts a ridiculous character upon the proceedings from the very start. Mr. NICOLL's personal opinion about the merits of a law which he is charged to enforce ought to be strictly reserved for his own individual and private information.

This test case against Col. BILL BROWN's newspaper involves a question and a principle of supreme importance to the newspapers of New York. It would be a misfortune to have it prosecuted in any such spirit as is indicated by the remarks attributed to the District Attorney. If Mr. NICOLL can approach the task only in a perfunctory and half-hearted way, he ought to commit his management to other hands. Among the sixty-two or thirty-three hundred lawyers practicing at the New York bar, there is one, and perhaps only one, fully qualified to uphold in the courts the constitutionality of the statute, and to prosecute offenders in the spirit in which it was framed. We refer to the author of that law.

Mr. ELIZABETH T. GERRY can be found, when on walk, at 261 Broadway, not three minutes' walk from the District Attorney's office. We advise Mr. NICOLL to call upon him, or to send for him, without delay.

The Vatican and the Triple Alliance.

No authentic copy of the treaty lately concluded between Italy, Germany, and Austria has been published, but according to a telegram from Rome the agreement differs in an interesting particular from the draught proposed by Signor CASSIPI. King Humbert's former Premier believed it to be of the utmost importance to the stability of the Savoyard dynasty that the next Pope should be a man of moderate and conciliatory ideas, disposed to acquiesce in the occupation of the Eternal City by the royal Government, or, at all events, to enter into some practicable compromise, that end and the regard upon the diplomatists representing the other parties to the treaty, the insertion of a clause in the compact assuring to the Triple Alliance a preponderant influence over the next conclave. Had Signor CASSIPI remained in office, and had his firm friend, Bismarck, continued to exercise the functions of German Chancellor, it is highly probable that such an arrangement would have been made. As it is, we are told that the Vatican's representatives were able to prevent the insertion of the clause referred to, and we may, therefore, assume that the next conclave will meet and vote in entire independence.

The frustration, however, of Signor CASSIPI's project does not alter the fact that the existence of the Triple Alliance is a bar to the attainment of the political independence desired by the Vatican. In such circumstances it seems expedient to look for support in a different quarter, to wit, in France, but until recently the traditional relations of the French Catholic hierarchy to the monarchists made it impracticable to obtain the friendship of the French republic. But those relations are now likely to be sundered. We drew attention some time ago to the speech in which Cardinal LAGRANGE advised his co-religionists to cordially recognize that republican institutions were firmly rooted in France, and we advertised also to the failure of the attempt made by Bishop FERRER, and other upholders of the monarchist cause to elicit a disapproval of the Cardinal's declarations from the head of the Church. There is now additional evidence that the Cardinal knew himself to be expressing the convictions of LEO XIII., and that the age-long league of the Papacy and absolutism is drawing to a close. There was, it seems, a deliberate purpose and a definite programme behind the assurance given to President CARNOT by Mr. FERRER, the new Papal Nuncio at Paris, that he hoped to draw closer the ties existing between the Vatican and the French republic. The reply made by the President showed that at all events he abandoned the notion current in GAMBETTA's time that in clerical republicans should recognize the enemy. The recognition, of course, some ground for the assertion as long as the whole influence of French Bishops and priests was exerted to effect election on behalf of monarchist candidates; but there will be no point or sense in it from the moment that French ecclesiastics are instructed by the Holy Father to rally to the cause of the republic.

If we may trust a telegram from Rome, the French clergy will presently receive distinct instructions to that purpose. The programme which Mr. FERRER has been directed to carry out comprises, it is said, the following features: That action of the Right in the Chamber of Deputies which is aimed at the election of a republic should be definitely established, is to receive the steadfast and outspoken support of the Republic. Moreover, every one of the French Bishops and priests is to be urged by the Nuncio to make a solemn act of adhesion to the existing republican régime. If this plan is executed and how will it be possible for the French hierarchy to resist the persistent pressure of the Vatican?—there will be organized in France for the first time a great political party, at once constitutional and conservative. With such a party, men like Mr. LEON SAT, who, as it is, sit in the Centre, and the more sober-minded Opportunists like Mr. JULES FERRY, could readily coalesce. A new combination of the monarchist cause to elicit a willingness to accept the republic, and the chance of obtaining a majority even in the present Chamber, and it would face the next general election with bright prospects of success.

Whether Catholics, however, having once been frankly converted to the republic, can obtain control of the French Government, is a subordinate question. They will certainly exercise great influence over the foreign policy of France. The mere avowal of the

Papacy's intention to cut loose from the monarchist principle will suffice to transform French republicans from enemies into friends, and to endear the Church of Rome to the champions of democracy all over Europe. This is precisely the change of front which Mr. ST. GEORGE MIVART has for many years been advocating, and of which Cardinal MANNING and Cardinal CULLEN have been strenuous promoters.

The Fisher's Island Manoeuvres.

The selection of Fisher's Island and the adjoining waters as the scene of the approaching practice exercises of Admiral WALKER's squadron is promising in every way. Not only is it well suited to fleet manoeuvres, target firing with the great guns and boat drill, but it is one of the striking strategic positions on our north Atlantic coast. It furnishes the main line of defence for Long Island Sound, and, accordingly, for one of the two approaches by sea to the city of New York. Since the New York battleship naval reserves is to take part in these evolutions of the white squadron, it is a plain duty to familiarize them also with those important waters.

Fisher's Island, at the eastern entrance of the Sound, is an irregular, narrow island, generally parallel to the Connecticut shore, near by. A line drawn from Watch Hill, from which it is only separated by a narrow channel, and extended through Fisher's Island to Oyster Point on the Long Island shore, would cross the main entrances to the Sound, which are seen to be broken by half a dozen islets and rocks, like sentinels along the line; while between Plum Island and Oyster Point is the channel known as Plum Out. The main feature noticed on the Long Island shore is the deep indentation of Gardiner's Bay, between Oyster Point and Montauk Point, with Gardiner's Island midway between the two promontories. The value of Fisher's Island, Plum Island, and Gardiner's Island for defensive works is manifest, while Gardiner's Bay furnishes a fine sheet of water for the rendezvous of a co-operating fleet of coast defence armorships and torpedo boats. In the open space between Fisher's Island and Plum Island, commanding the Race, which is the main channel, are two islets called Gull and Little Gull, the latter the more northerly. Capt. F. M. BROWN of the navy has advocated fortifying Little Gull as well as Fisher's Island, as commanding the principal entrance to the Sound.

The Connecticut shore at this point will cooperate in defending the entrance to the Sound. While Plum or Oyster Point, which could be obstructed by submarine mines, the channel on the north shore, called Fisher's Island Sound, between that island and the main land, needs to be protected. The city and harbor of New London, near the mouth of the Thames, only a few miles from the western end of Fisher's Island, should also not be suffered to fall into the hands of an enemy. Hence the Fortifications Board more than five years ago mentioned New London among the ports requiring defence. Its plans included four 12-inch and four 10-inch guns, mounted in barbette batteries, a series of submarine mines, and eighteen torpedo boats.

For the last item, which properly belongs to naval defence, the chief of the total of \$2,325,000 was asked. As to the land defence proper, their expense would be about equally divided between the new forts and the guns and carriages provided for them. On the left bank of the river, opposite New London, a commanding eminence is very favorable to strong works, whose guns would have under their range not only Fisher's Island Sound, but the Race itself, and thus effectively aid in defending the entrance to Long Island Sound. The naval station on the Thames would be improved so as to do its part toward keeping the various floating defences in an efficient state.

It will accordingly be seen why the Fisher's Island and Gardiner's Bay region has long attracted the attention of the navy as one which it might play an important part in case of a war with a great maritime power. During the coming manoeuvres there will be plenty of exercises for ships and boats in the waters between Long Island and the main shore, and a prominent feature in the programme will be the joint landing of the squadron's brigade and the naval reserve's battalion on Fisher's Island, as if it were held by an enemy.

Whiskers and Politics.

Mr. HERBERT SPENCER should employ some of his sociological investigators to make researches into the political status of whiskers. There are evidences of an attempt to found a pogonocracy in the United States. A citizen of Mankato insists that the Hon. MELVILLE WESTON FULLER's mustaches shall fall within the interior of the White House and after March 3, 1893. The Alliance Advertiser publishes the proper and destined candidate of the People's party for President. We are aware that some observers believe that Mr. FERRY was selected to succeed Mr. INGALLS because the Porfirian neck is never encircled by a collar, making thereby a protest and a warning to the monopolists of the East, and being a symbol of the independence and untrammelled freedom sought by the Alliance. But the opinion of these observers cannot be sustained. In the first place, the Kansas Alliance is a despotic, arbitrary, and bulldozing body, whose members are not much more independent than the subjects of the King of Morocco. The absence of the collar, therefore, cannot be taken as a symbol of Mr. FERRY's political independence, and, indeed, he has no more of the latter than of collar. In the second place, his beard virtually conceals from the general public his waist of collar. It must be his beard, then, that is his title to greatness. It cannot be else. His plans for the confiscation of railroads, his defiance of the multiplication table, and his shipmaster scheme are not original. Several philosophers and cranks have anticipated him in these, but his beard is his own. He is not an orator or a statesman or a natural leader of men or a trained politician. He was a Republican editor who dreamed dreams as the result of intellectual indigestion and prolonged sedentary habits. For the last five years he has lived in obscurity, cultivating an ambition and a beard, and at length the ambition took hold of the beard and swung itself into office.

Since his election Mr. FERRY has studied the science of government at Washington, beheld with horror the wickedness of New York, and gone to the South as a missionary.

His speeches have not fired the heart, but his beard has been recognized as great everywhere. It is this yard of hair that makes his friends think that the Presidency should be his.

The case of the Chief Justice is in point, although not entirely parallel, and although some of its details are a little obscure. It is probable that the wish to drive his mustaches out of the Supreme Court may have been at the bottom of the booming of him for President; but the boom must have received most propulsion from connoisseurs in mustaches. It will not be pretended, we suppose, that admiration for the Bacchanalian poetry of his first period has inspired the Mankato movement. A thousand men know his mustaches to one man that knows his dithyrambs. It must be the whiskers; and, as in FERRY's case, we must ask, Why? The founders and early heroes of the republic lived whiskerless. How comes it that a Senator in Congress and the Chief Justice of the Supreme Court are great because of their whiskers? Is there any connection between hair on the face and votes?

In connection with this subject we may be allowed to remark that the Hon. SLOAN FASSETT has one of the most pathetic, romantic, and captivating mustaches to be found in this State; but he doesn't seem inclined to let it wave before the people next fall. When his attention is called to the whisker movement, observable in other parts of the country, he may change his mind. Gen. JONES of Birmingham, it should be said, is not a whisker candidate. Majestic as are his mustaches, they never conceal the more majestic fact that he pays the freight.

Divorce and Marriage Afterward.

The question what course the Church of England should take with reference to the remarriage of the divorced was brought up recently before the lower House of the Convocation of Canterbury by the report of a committee appointed at the last session to consider the subject.

The conclusion arrived at by the report was that measures should be adopted "to discountenance the continuance of the practice of granting licenses for the remarriage of divorced persons during the lifetime of the partner of the former marriage." "Absolute indissolubility," said Canon CONSTANCE FRANK, in supporting this conclusion, "is in his mind, and is the law of the Christian Church." He declared his belief, too, that "the upholding of the Divine ideal of marriage, the maintenance of its sanctity, is at this moment specially committed to the Anglican Church," contending that "the Roman Church has weakened, if not lost, its position through its dispensations." He argued further, that in the "seats," as he called them, a great disintegration of faith is going on, and that it involves the destruction of Christian discipline also. If, therefore, to use his words, "the Church is faithful to her trust, those among the seats who cling to the ancient faith and discipline will rally to that standard." The report also cited the opinions of Sir CRESSWELL CRESSWELL and Lord PENZANCE, two eminent judges of the House of Lords, who, in the case of the divorce of a man and a woman, had held that the Church was not bound to forbid such marriage in the case of the innocent party, and that the teachings of Christ allowed it. But when an amendment was offered making this exception to the conclusion of the report, it was promptly voted down, and the original motion discountenancing remarriage altogether was adopted. With this decided expression of opinion the subject was sent to the upper House.

The Episcopal Church and the Protestant communities have generally permitted remarriage in the case of the innocent party to a divorce obtained for adultery, whether a man or a woman, though in England the late Bishop WORKMAN was quoted at the Canterbury discussion as holding it to be permissible to the innocent husband only. His position was that the spiritual equality of the sexes, plainly taught in Scripture, does not imply "a parity in the conjugal relation, which is plainly contrary to Scripture." Instead of discriminating against the woman, the Christian law, contended Canon CONSTANCE FRANK, "places her on a higher moral and spiritual level" than the man. But in this country the Protestant interpretation of the law is that there is such a parity in the conjugal relation, that what is allowed to the husband is allowed inferentially to the wife. The majority of the divorces obtained are obtained by wives, and very many of the women remarry with the approval of the Church and society.

It has also been shown that Episcopalians can obtain divorces for any cause allowed by the law of any State, and subsequently marry other husbands, without encountering the disapproval of society. If, indeed, they are put under the ban of the Church itself. Such divorces have been frequent of late years in the society of the highest fashion, and such remarriages have been numerous, the women suffering not at all in their social standing. Hence, American society practically opposes the Canterbury view of the indissolubility of marriage, and declares marriage to be a contract which may be broken for various causes, leaving to the innocent party, at least, the right to marry again. So also, in England, the divorced within the Established Church who can legally remarry, show no fear of again entering into matrimony because of the theory of Church law maintained at Canterbury. Neither is it likely that the Convocation can succeed in preventing them from carrying out such a desire. If the civil law permits their remarriage, they will marry again when they are so minded.

So far as this matter goes, Protestants in both England and the United States seem to pay little heed to ecclesiastical law. Among the Roman Catholics only is the indissolubility of marriage accepted as a religious obligation. Never was our society of fashion so tolerant of divorce as it is now.

The Alliance Legislation.

The Hon. JOHN GRIFPIN CARLISLE is not one of the weak sisters that have wilted before the fust and fury of the Farmers' Alliance. He has exposed and refuted its financial whimsies, and his Socratic questioning of a delegation from the People's party showed with how little knowledge and with what superficial and hasty thought the economists of the Alliance have taken upon themselves to settle the most difficult and complex problems of finance, transportation, and government. Mr. CARLISLE has not abated his hostility to the Alliance. In an interview at Chicago the other day he said that if the Kentucky people elect enough Alliance men to the Legislature, "the State will go backward a hundred years or more."

If it be true that in Kentucky or Maryland or any other State, there is a probability that representatives of the Alliance will get control of the Legislature, or either branch of it, the people of that State have only to turn to the record of the Alliance in the Legislatures of Kansas, Nebraska, and Minnesota to understand what Alliance

legislation means. They will learn from the unhappy experience of the West that the prominence of the Alliance in a State Legislature means that silly, vexatious, and confiscatory legislation will be attempted. The interests of the railroads will be attacked, and the railroad employees will be compelled to form associations for their own protection. State institutions will suffer from senseless investigations or parsimonious appropriations. Stay laws will be proposed for the purpose of helping the debtor, regarded as a privileged person, against the creditor, regarded as a skintail and a shark. The rate of interest will be monkeyed with, the obligation of contracts threatened, the rights of property assailed, and the Constitution and common sense violated. Finally, after impaling or throwing suspicion upon the credit of the State, the Legislature will adjourn, with a record, so far as most of the Alliance members are concerned, of ignorant incompetence and blundering interference.

It would be a deplorable waste of time and an insult to experience for any State to elect an Alliance Legislature. The methods of Alliance legislators are too well known.

We have read no more cheering news for man than that the demagogue reports the victory of WILLIAM F. SHERMAN in Buffalo. He has beaten his foe in the Democratic party; he has routed the Mugwumps; and long may he wave!

There is not in all this State a sounder Democrat, or a truer man than WILLIAM F. SHERMAN; and the future lies smiling before him.

When the great Democratic search light blazed in quest of Democrats to fight the forces of evil, where was the claimant? He was blazed in his own home, and he is now for far-fetched dinners, and bringing his ears for the shouts of the Mugwumps.

The attempt to overthrow MARVELLE W. COOPER and turn him out of the important place he occupies in the Custom House establishment has come to naught. This is a just conclusion, and a gratifying one to honest men and all straight politicians upon the fact.

At the mass meeting of the United Hebrew Patriots in this city the other night, several of the speakers urged their hearers to combine for political action in order to secure the election of a Hebrew Mayor, a thing that has been done in the city of London. Now, when any man runs for the office of Mayor of New York as the candidate or representative of any one of the many races living here: when he runs as an Italian, or as a German, or an Irishman, or a Hebrew, or an Englishman; when he runs even as an American, whether he be a Jew or not, he is a candidate for the office of Mayor of New York as the candidate or representative of any one of the many races living here: when he runs as an Italian, or as a German, or an Irishman, or a Hebrew, or an Englishman; when he runs even as an American, whether he be a Jew or not, he is a candidate for the office of Mayor of New York as the candidate or representative of any one of the many races living here: when he runs as an Italian, or as a German, or an Irishman, or a Hebrew, or an Englishman; when he runs even as an American, whether he be a Jew or not, he is a candidate for the office of Mayor of New York as the candidate or representative of any one of the many races living here: when he runs as an Italian, or as a German, or an Irishman, or a Hebrew, or an Englishman; 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